

CONCLUSION

For the foregoing reasons, Defendant Hanes' Motion to exclude the testimony of Gabriel Alexander, P.E. should be overruled.

Respectfully submitted,

s/Michael J. Honerlaw

Michael J. Honerlaw (0034469)
Attorney for Plaintiff
Honerlaw & Honerlaw Co., L.P.A.
9227 Winton Road
Cincinnati, Ohio 45231
(513) 931-2200
Email: mike@honerlaw.com

s/Thomas R. Koustmer

Thomas R. Koustmer (0008410)
Attorney for Plaintiffs
1800 Federated Building
7 West Seventh Street
Cincinnati, Ohio 45202
(513) 621-3616
Email: plpaige@aol.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon Robert A. Winter, Jr., Esq., Hemmer Spoor Pangburn DeFrank, 250 Grandview Drive, Suite 200, Ft. Mitchell, KY 41017, Craig R. Paulus, Esq., Taft, Stettinius & Hollister, 425 Walnut Street, Suite 1800, Cincinnati, OH 45202 and David E. Larson, Esq., Larson & Larson, 11300 Tomahawk Creek Pkway, Suite 310, Leawood, KS 66211 by regular U.S. Mail on the ____ day of September, 2003.